



***CITY OF MIAMI SPRINGS, FLORIDA***

**CITY CLERK'S SUMMARY OF COUNCIL ACTIONS**  
**Regular Meeting of Monday, November 22, 2010 - 7:00 p.m. – Council Chambers**

**AGENDA**

<b><u>ITEM #</u></b>	<b><u>SUBJECT</u></b>	<b><u>ACTION TAKEN</u></b>
1.	<b>Call to Order/Roll Call</b>	All present. The meeting was called to order at 7:03 p.m.
2.	<b>Invocation</b>	Offered by Councilman Lob.
	<b>Salute to the Flag</b>	The audience participated.
3.	<b>Awards &amp; Presentations</b>	None
4.	<b>Open Forum:</b>	
	Introduction	Pedro Villa, Regional Director, from Senator Bill Nelson's office introduced himself and offered to assist the City in any way possible. He looks forward to learning more about the City.
	Special Event	Lily Saborit-Abello of 117 Palmetto Drive stated that she launched a series of shows called "Welcome to Our Hood: Poetry, Words in Motion" for which she requested approval to sell beer and wine at the Rebeca Sosa Theatre. She reported that the show was fantastic and she thanked Mayor Bain for attending.  Mayor Bain explained that the show was different, he enjoyed it and the performers were very nice.

4) Special Event (Continued) Ms. Saborit-Abello was glad that the Mayor used the term “different” because Miami Springs is a diverse community. As a business owner it is frustrating not to be heard and find the doors shut. She was of the opinion that this is not Council’s intention and she would like for the City to listen and do more for the business owners.

Ms. Saborit-Abello asked for Council’s support and participation for a New Year event for the community. She alleged that there is no consistency or passion. She said that together great things can be accomplished. She asked Council to contact her if they are interested in a January 1, 2011 event.

**5. Approval of Council Minutes**

5A) 11/08/2010 Regular Meeting Minutes of the November 8, 2010 Regular Meeting were **approved as written.**  
**Motion:** Councilman Best  
**Second:** Councilman Lob  
**Vote:** 5-0

**6. Reports from Boards & Commissions**

6A) Ecology Board Minutes of the October 26, 2010 Ecology Board meeting were received for information without comment.

6B) Recreation Commission Notice of Lack of a Quorum of the November 9, 2010 Recreation Commission meeting was received for information without comment.

6C) Golf and Country Club Advisory Board Minutes of the November 10, 2010 Golf and Country Club Advisory Board meeting were received for information without comment.

6D) Board of Parks and Parkways Cancellation Notice of the November 11, 2010 Board of Parks and Parkways meeting was received for information without comment.

- 6E) Golf and Country Club Advisory Board  
Cancellation Notice of the December 8, 2010 Golf and Country Club Advisory Board meeting was received for information without comment.
- 6F) Education Advisory Board  
Cancellation Notice of the December 21, 2010 Education Advisory Board meeting was received for information without comment.
- 6G) Golf and Country Club Advisory Board  
Cancellation Notice of the January 12, 2011 Golf and Country Club Advisory Board meeting was received for information without comment.

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Vice Mayor Ator commented that the Education Advisory Board made recommendations at their meeting of November 16<sup>th</sup> that she would like Council to consider as an agenda item before the end of the year.

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**7. Public Hearings:**

- 7A) Second “Second” Reading Ordinance No. 1000-2010 –

On second “second” reading, Council **adopted** an ordinance amending Code of Ordinance Section 150-030, Sign Regulations; by clarifying the rules and regulations related to residential real estate open house directional signs contained in Subsection 150-030(J); expanding the nonresidential public street locations for the placement of residential real estate open house directional signs contained in Subsection 150-030(B) and Figure 1.

**Motion:** Councilman Best  
**Second:** Councilman Espino  
**Vote:** 5-0

**8. Consent Agenda:**

8A) Purchase of One 2011 Ford Crown Victoria for the Police Department Council **approved** a bid to Bartow Ford Company, utilizing Florida Sheriff Association Bid Award Announcement # 10-18-0907, in the amount of \$24,806.00, pursuant to Section 31.11 (E) (5) of the City Code, to purchase one new 2011 Ford Crown Victoria patrol vehicle for the Police Department.  
**Motion:** Vice Mayor Ator  
**Second:** Councilman Espino  
**Vote:** 5-0

8B) Rec-Trac Equipment at Pool **(Removed from Consent Agenda)**  
By **consensus**, Council **accepted** the recommendation of the Administration **not** to expend an additional \$3,500 to buy the Rec-Trac equipment for the pool.

**9. Old Business:**

9A) Appointments to Advisory Boards Councilman Espino (Group II) **appointed Carl Malek** to the Ecology Board for an unexpired term ending on April 30, 2011.

9B) Code Revisions – Recreational Vehicles Council **authorized** the City Attorney to draft an amendment to the ordinance.  
**Motion:** Councilman Espino  
**Second:** Councilman Best  
**Vice Mayor Ator:** “aye”  
**Councilman Best:** “aye”  
**Councilman Espino:** “aye”  
**Councilman Lob:** “aye”  
**Mayor Bain:** “no”  
**Vote:** 4-1

9C) Debt Collection Services Council **awarded** a Bid for debt collection services to National Recovery Agency (NRA), utilizing City of Sarasota Bid # 07-46W, in an amount not to exceed 15% of the delinquent accounts, pursuant to Section 31.11 (E) (5) of the City Code.  
**Motion:** Councilman Espino  
**Second:** Councilman Best  
**Vote:** 5-0

**10. New Business:**

10A) Appointments to the Revitalization and Redevelopment Ad-Hoc Committee The following appointments were **made:**

Councilman Best: Arturo Rabade of 1171 Wren Avenue.

Councilman Espino: Joe Valencia of 25 South Drive.

Council **agreed** to accept an amendment to the Duties and Responsibilities of the Committee as suggested by the City Attorney.

10B) Resolution No. 2010-3497 Council **adopted** a resolution authorizing the City Manager to apply for a 2011 Edward Byrne Memorial Justice Assistance Grant from the Federal Drug Control and System Improvement Program, through the Office of Grants Coordination Justice Assistance Grant Administration for Miami-Dade County; authorizing the City Manager to execute grant contracts and agreements, execute contracts and agreements to accomplish grant funding purposes, expend funding for established and authorized purposes, receive and expend additional funding that might become available, execute amendatory application documentation, and to exercise all contractual rights, authorizations and privileges available to the City.  
**Motion:** Councilman Best  
**Second:** Vice Mayor Ator  
**Vote:** 5-0

- 10C) Resolution No. 2010-3498 Council **adopted** a resolution in support of the National Guard and Reserve Forces; recognizing employer support of the National Guard and Reserve Forces.  
**Motion:** Councilman Best  
**Second:** Councilman Lob  
**Vote:** 5-0
- 10D) Resolution No. 2010-3499 Council **adopted** a resolution authorizing the issuance by the City of not exceeding \$2,610,000 aggregate principal amount of City of Miami Springs, Florida sales tax revenue refunding note, Series 2010 in order to refund the City's outstanding City of Miami Springs, Florida General Obligation Bonds, Series 1997; providing certain terms and details of such Series 2010 note and authorizing a negotiated sale of said Series 2010 note and the award of the Series 2010 note pursuant to the proposal of Branch Banking and Trust Company; providing for the rights, securities and remedies for the bondholder of such series 2010 note; designating the Series 2010 notes as a "Qualified Tax-Exempt Obligation" pursuant to Section 265(B)(3) of the Internal Revenue Code of 1986, as amended; delegating certain authority to officials of the City with respect to the Series 2010 note; authorizing the execution and delivery of an escrow deposit agreement and the appointment of an escrow agent thereto; providing certain other provisions with respect to the Series 2010 note.  
**Motion:** Councilman Best  
**Second:** Councilman Lob  
**Vote:** 5-0
- 10E) Ordinance No. 1001-2010 On first reading, Council **approved** an ordinance amending Code of Ordinance Section 54-06, Tree Removal Standards, by limiting the exemptions provided by that Section to mango and avocado trees.  
**Motion:** Vice Mayor Ator  
**Second:** Councilman Lob  
**Vote:** 5-0

- 10F) Ordinance No. 1002-2010 Council **tabled** an ordinance amending Code of Ordinance Section 150-010, Roof Materials, Requirements, and Re-Roofs, by permitting the use of Florida Building Code and Miami-Dade County N.O.A. approved asphalt shingles for new roofs and re-roofs for a two-year sunset period.  
**Motion:** Councilman Espino  
**Second:** Vice Mayor Ator  
**Vice Mayor Ator:** “aye”  
**Councilman Best:** “no”  
**Councilman Espino:** “aye”  
**Councilman Lob:** “aye”  
**Mayor Bain:** “no”  
**Vote:** 3-2
- 10G) Ordinance No. 1003-2010 On first reading, Council **approved** an ordinance amending Code of Ordinance Section 151-04, Application for Building Permits, by updating and clarifying the provisions thereof in accordance with the provisions of the 2007 Florida Building Code.  
**Motion:** Vice Mayor Ator  
**Second:** Councilman Best  
**Vice Mayor Ator:** “aye”  
**Councilman Best:** “aye”  
**Councilman Espino:** “aye”  
**Councilman Lob:** “aye”  
**Mayor Bain:** “no”  
**Vote:** 4-1
- 10H) Ordinance No. 1004-2010 On first reading, Council **approved** an ordinance amending Code of Ordinance Section 34-15, Holidays and Compensatory Leave, by revising, clarifying and expanding the provisions related to “Floating Holidays”.  
**Motion:** Vice Mayor Ator  
**Second:** Councilman Lob  
**Vote:** 5-0

- 10I) Ordinance No. 1005-2010 Council **tabled** an ordinance amending Code of Ordinance Section 34-19, Employee Compensation and Benefits, by adding provisions governing the granting, accumulation and use of compensation (“Comp”) time by eligible and entitled employees.  
**Motion:** Councilman Espino  
**Second:** Councilman Lob  
**Vote:** 5-0
- 10J) Ordinance No. 1006-2010 On first reading, Council **approved** an ordinance repealing Code of Ordinance Section 34-21, Retirement, and reserving the section for future retirement related legislation.  
**Motion:** Councilman Espino  
**Second:** Vice Mayor Ator  
**Vote:** 5-0
- 10K) Red Light Cameras Presentation Greg Parks from American Traffic Solutions **gave a Power Point presentation** detailing his company’s red light camera system. By **consensus**, Council **agreed** to authorize the Administration to proceed.
- 10L) “Wall of Fame” Council **discussed** the creation of a “Wall of Fame” at the Community Center. Both the Memorial Committee and the Recreation Commission would get involved in the process.
- 10M) Sale of Decorative Bricks **By consensus**, Council **authorized** the Administration to proceed with the decorative brick sale program as outlined by the Recreation Department.
- 11. Other Business:**
- 11A) December 27<sup>th</sup> Council Meeting By **consensus**, Council **canceled** the Regular Meeting of Monday, December 27, 2010.

11B) April 2011 Elections  
City Manager Borgmann reminded Council to begin thinking about any issues that might require a vote, including a straw ballot question for the upcoming April 2011 election.

Mayor Bain would like the installation of the newly elected officials to be held at the Rebeca Sosa Theatre at the Community Center.

**12. Reports & Recommendations:**

**12A) City Attorney**

Elections

City Attorney Seiden reported that the City Clerk contacted the Miami-Dade County Elections Department and the latest date to submit a straw ballot question would be February 4, 2011, which is 60 days prior to the April election. He asked Council to begin thinking about any ballot questions in December because official action would be taken in January to put the language into resolution form.

**12B) City Manager**

Christmas at the Gazebo

City Manager Borgmann announced that Christmas at the Gazebo is December 11<sup>th</sup> from 5:00 p.m. to 9:00 p.m. and Santa will arrive at 5:30 p.m.

National Golf Foundation

City Manager Borgmann met with consultants from the National Golf Foundation to see if there is anything that they can do to assist the City in opening up new markets for the Golf Course. They will provide a proposal to look at the current operation to see what is being done right and what improvements could be made to make the operation better. The minutes indicate that they made a proposal in 2005 for approximately \$10,000. He said that when the new proposal is received he will bring it to Council.

- 12B) Cellular Tower Flag  
 City Manager Borgmann stated that Council had received calls about the United States flag at the cell tower and the Administration was finally successful in having the flag removed and hopefully a new flag will be up soon.
- Thanksgiving Holiday  
 City Manager Borgmann reminded everyone that City Hall would be closed for the Thanksgiving Holiday on Thursday, November 24 and Friday, November 25, 2010.
- Circle Marquee  
 City Manager Borgmann received an initial estimate for a 4' x 8' electronic marquee ranging from \$10,000 to \$25,000, not including the electrical or installation. The Administration is seeking more quotes.
- Illegal Signage  
 City Manager Borgmann reported that after speaking with the management at the Aladdin Hotel, they agreed to remove the illegal signage.
- Chamber Event  
 City Manager Borgmann stated that the Chamber of Commerce is holding a Hometown Holiday Shopping event from December 6-11, 2010, in the evening from 6:00 p.m. to 9:00 p.m. They have asked if they can use the shuttle bus for the event, which is estimated to cost a total of \$800.
- Since the event was scheduled for a date prior to the next meeting and there was no opportunity for Council to receive additional information and because of the desire to help the Chamber and promote Downtown, Council **authorized the City Manager to exercise his discretion for the shuttle expense up to and including \$800.00 for the event.**  
**Motion:** Councilman Best  
**Second:** Councilman Lob  
**Vote:** 5-0

12B)	Radar Signs	City Manager Borgmann stated that the radar signs will arrive in two shipments.
	Deep Dredge Project	City Manager Borgmann reported about a resolution supporting Miami's Deep Dredge Project.
<b>12C)</b>	<b>City Council</b>	
	Movie Night	Vice Mayor Ator reported that the All Angels Movie Night was successful with hundreds of people attending. Next month's movies will be "How to Train a Dragon" and "Christmas Story".
	Recognition	Vice Mayor Ator asked to recognize Lisa Martinez at the December 13 <sup>th</sup> Council meeting. She was instrumental in putting together the education compact.
	Flag Protocol	Vice Mayor Ator received a call from a citizen about the flags at the Community Center and the Circle that do not have the proper lighting.  The City Manager informed Council that the problem had been corrected.
	Turkey Bowl	The Recreation Department is assisting with the Turkey Bowl and this year's event will be held at Stafford Park at 9:00 a.m.
	Happy Thanksgiving	Vice Mayor Ator wished everyone a Happy Thanksgiving.
	Christmas Tree Sale	Councilman Lob announced that the Optimist Club will begin selling Christmas Trees on Thursday, November 25 <sup>th</sup> . He urged everyone to support the local organization. There is a \$10.00 coupon in the River Cities Gazette.

12C)	Installation Ceremony	<p>Councilman Lob asked the Administration to look into the Mayor’s request to hold an installation ceremony for the newly elected officials at the Rebeca Sosa Theatre after the April election.</p> <p>The City Clerk confirmed that the swearing in ceremony took place last year on the Monday following the election during the Regular Council meeting. The Elections Department has said that they are now requiring more days to certify the election.</p> <p>Councilman Espino would also be supportive of a separate ceremony for people to celebrate.</p> <p>The City Clerk will get the timeframe from Elections.</p>
	Code Revisions	<p>Councilman Best stated that funds were budgeted for Code Revisions totaling \$75,000 and it seems that only a few sections are being addressed.</p>
	President John Kennedy	<p>Councilman Best announced that today is the 47<sup>th</sup> anniversary of the tragic assassination of President Kennedy.</p>
	Poetry Reading	<p>Councilman Best said that he had the opportunity to perform a poetry reading at Lily Saborit-Abello’s literary performance at the Community Center. It was a nice event, Ralph Wakefield assisted with the sound and lighting and he was very appreciative to be a part of the event.</p>
	Business Support	<p>Councilman Best referred to the comments made by Lily Saborit-Abello in regard to support for the businesses. He said that she made sense, but other than funding, he does not know what else Council can do.</p>

12C)

Business Support (Continued)

Councilman Best suggested that it might help to get all the business owners “on the same page” in order to head in the right direction and there have been efforts, but they do not always respond. The second part is to get support, which is difficult to achieve. Council has made an attempt and if there are some things that have not been done he is open for suggestions.

City Manager Borgmann stated that the City hired the Consultants and this is part of what they will be doing eventually, including marketing plans, advertising and getting the businesses on board to support those activities.

Happy Thanksgiving

Councilman Best wished everyone a Happy Thanksgiving.

Riverside Grille

Councilman Espino announced that Eddy Rhodes officially opened the Riverside Grille on Friday November 19<sup>th</sup>. He and his friends and family had a wonderful meal and it is great to see another business open Downtown. He wished him much success.

Miami-Dade Delegation

Councilman Espino attended the local swearing-in of the Miami-Dade Delegation at the Florida International University College of Law and was inspired by the unity that was shown. There are differences of opinion, but they are committed to secure Miami-Dade’s fair share of funding, be it for education or roads.

Committee Appointment

Councilman Espino reported that the President of the Miami-Dade County League of Cities appointed him to the Miami-Dade Legislative Committee on which he looks forward to serving on and he will push a couple of legislative points that affect the City of Miami Springs and other municipalities.

12C) Hawks Baseball  
Councilman Espino announced that the Miami Springs Senior High School Hawks baseball team is starting its annual field banner program. For \$300.00 one can purchase a banner that will be placed on the fence to help support the baseball team. He asked the City Manager for an update of what has been done by the City to support the team.

Happy Thanksgiving  
Councilman Espino wished everyone a Happy Thanksgiving.

New Year's Event  
Mayor Bain stated that Lily Saborit-Abello had stayed the entire meeting waiting for a decision on her request for a New Year's event. He asked if Council wanted to give direction to the City Manager to obtain the information that could be e-mailed to Council since he can authorize a certain amount of funding.

Councilman Espino said that he spoke with Ms. Saborit-Abello about the event. He knows that funds are set aside for this purpose and would be willing to support the event.

**By consensus, Council authorized** the City Manager to allocate funding for the event.

**13. Adjourn**  
Meeting adjourned at 10:02 p.m.